# TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT (Under 37 CFR 1.97(d))

Docket No.

	Ž	(Olider 37 CFR 1.97(d))			WIEL30/4.03A2		
In F	Re ALENIOSHALL	f: HENRY D. ME	LENDEZ				
A	pplication No.	Filing Date	Examiner		Customer No.	Group Art Unit	Confirmation No.
	10/609,139	06/27/2003	HOGAN, JAMES	SEAN	8156	3752	6731
Tit	le: HANDHEL	D PAINT SPRAYING	G APPARATUS WITH	H ANTI-S	PUTTER SPRA	Y NOZZLE	
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09/15/2005 EAYAL

### STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING Docket No. INFORMATION DISCLOSURESTATEMENT MEL3074.03A2 In Re Application Of: HENRY D. MELENDEZ SEP 1 5 2005 Application No. Filing Date Customer No. Group Art Unit Confirmation No. 10/609,139 06/27/2003 HOGAN, JAMES SEAN 8156 3752 6731 Invention: HANDHELD PAINT SPRAYING APPARATUS WITH ANTI-SPUTTER SPRAY NOZZLE **COMMISSIONER FOR PATENTS:** This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

Statement Under 37 CFR 1.97(e)(1)

☐ Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

#### Statement Under 37 CFR 1.97(e)(2)

No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

JOHN P. O'BANION, REG. NO. 33,201 O'BANION & RITCHEY LLP 400 CAPITOL MALL, SUITE 1550 SACRAMENTO, CA 95814 (916) 498-1010

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[37 CFR 1.8(a)] on

(Date)

Dated: 9/12/05

Signature of Person Mailing Correspondence

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PTO/SB/08A (08-03)

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# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known				
Application Number	10/609,139			
Filing Date	JUNE 27, 2003			
First Named Inventor	HENRY D. MELENDEZ			
Art Unit	3752			
Examiner Name	HOGAN, JAMES SEAN	."		
Attorney Docket Number	MEI 3074 03A2			

Examiner	LOSE	Deciment Number	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where
nitials*	Cite No.	Document Number	MM-DD-YYYY	Applicant of Cited Document	Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2 (# known)</sup>			
		<sup>US-</sup> 3894556	07-15-1975	Pareja	
		<sup>US-</sup> 4667878	05-26-1987	Behr	
		<sup>US-</sup> 3936002	02-03-1976	Geberth, Jr.	
		<sup>US-</sup> 3729018	04-24-1973	Butterfield	
		<sup>US-</sup> 5183075	02-02-1993	Stein	
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		FORE	IGN PATENT DOCU	MENTS		
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	
		Country Code <sup>3 -</sup> Number <sup>4 -</sup> Kind Code <sup>5</sup> (if known)	MM-DD-YYYY			Τ <sup>6</sup>
						<u> </u>

Examiner	Date	
Signature	Considered	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at <a href="www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



# **CERTIFICATION UNDER 37 CFR 1.8**

I hereby certify that the foregoing:

# Information Disclosure Statement by Applicant

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